

MINUTES
JANUARY 17, 2023 – 6:00 PM.
MEETING OF THE BOARD OF TRUSTEES
OF THE INCORPORATED VILLAGE OF NORTHPORT
REGULAR MEETING

Meeting was held live at Village Hall, 224 Main Street Northport, NY 11768 and also available via Zoom:

PRESENT: Mayor Koch, Deputy Mayor Sabia, Trustee Weber, Trustee Pucillo, Trustee Dolan, Assistant to the Mayor Don Tesoriero, Village Administrator Roland Buzard, Village Clerk Georgina Cavagnaro, Treasurer Siobhan Costello, Chief of Police Christopher Hughes, Attorney Ed Gathman

ZOOM PARTICIPANTS: John Ferro, Chrissy Ruggeri, Joseph Cavagnaro, J W, Phyllis Weber, Brett, Josephine & Mike Rizzoni, Dana Thompson

OPEN MEETING: Meeting was called to order at 6:01 PM.

SALUTE TO THE FLAG: Pledge of allegiance recited.

ANNOUNCEMENTS:

Mayor Koch announced that the Village of Northport has received a \$90,000 grant to go towards comprehensive planning.

Please be advised due to the special Village election on March 21, 2023, the Board of Trustees meeting will be held on Wednesday March 22nd at 6:00PM.

PRESENTATION: Effie Huber to present "Angels for Warriors"- Permission was granted to put flags up in the Village.

PUBLIC HEARINGS: CONTINUATION OF THE DECEMBER 20, 2022 PUBLIC HEARING

PLEASE TAKE NOTICE: THE VILLAGE BOARD OF TRUSTEES OPENED A PUBLIC HEARING ON THE 20th DAY OF DECEMBER 2022, AT 6:00 P.M. MEETING WAS HELD LIVE AT NORTHPORT VILLAGE HALL, 224 MAIN STREET, NORTHPORT NY 11768 TO CONSIDER THE FOLLOWING:

PUBLIC HEARING #1

PROPOSED LOCAL LAW "G" of 2022
A LOCAL LAW

ENACTING A MORATORIUM ON APPROVAL OF WATERFRONT STRUCTURES WITHIN THE VILLAGE OF NORTHPORT

Section 1. Legislative intent and purpose.

The Board of Trustees of the Village of Northport ("Board of Trustees") finds that there has been a recent proliferation of new and proposed development along the waterfront in the Village of Northport (the "Village"). Certain development, if left unchecked, poses the threat of permanent negative effect upon the Village's waterfront in the form of degraded views and diminishment of the use and enjoyment of the waterfront by residents and members of the public, among others.

The Village is currently considering updating its Comprehensive Plan and the Board of Trustees finds that it will be in the best interests of the Village, its residents, and the public at large to impose a moratorium with respect to applications for and approvals of certain development on or in close proximity to the waterfront.

Section 2. Moratorium on applications and approvals.

From and after the effective date of this law, and continuing for a period of time set forth hereinafter, no application shall be accepted or processed, nor shall any permit or approval be issued, by the Board of Trustees, the Village of Northport Zoning Board of Appeals, or any other board, department, officer or employee of the Village, calling for the construction, modification, alteration, or enlargement of any building or structure located within twenty (20) feet of the mean high-water mark of Northport Harbor. The foregoing prohibition shall not apply to an extension of a period of time to complete a building or structure for which a building permit was duly issued by the Village Building Department prior to the effective date of this law.

Section 3: Effect on pending applications.

Pending applications for construction activities relating to any building or structure covered by the moratorium for which a public hearing has been held before any Village board are exempt from the provisions of this moratorium. All other applications shall be suspended until such time as the moratorium expires or is otherwise terminated.

Section 4. Duration of moratorium.

- (a) The moratorium established pursuant to this law shall be effective until and including the date twelve months from the date this law is duly adopted by the Board of Trustees, unless sooner terminated as provided herein.
- (b) Notwithstanding the preceding subsection, the Board of Trustees may, by

resolution adopted by a majority of its members, extend the duration of the moratorium provided for herein for not more than one period of six months each.

- (c) Notwithstanding subsections (a) and (b), the Board of Trustees may, by resolution adopted by a majority of its members, terminate the moratorium enacted by this law at any time prior to its expiration, or expiration of any extension.

Section 5. Hardship.

An owner of property who believes that the provisions of this law has caused, or will cause, such owner to suffer severe financial hardship or result in significant and irreparable damage to real property, may apply for relief to the Board of Trustees which, after a public hearing, may relieve the applicant from the moratorium, in whole or in part. The existence of severe financial hardship shall be demonstrated in the same manner and upon the same quality of proof as would be required for a use variance.

Section 6. Severability.

If any section, paragraph, sentence, clause or part of this local law shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, then such adjudication shall not affect the validity of the local law as a whole or any section, paragraph, sentence, clause or part thereof not so adjudged invalid or unconstitutional it being the express intent of the Board of Trustees that said remaining section(s), paragraph(s), sentence(s), clause(s) or part(s) should continue in full force and effect notwithstanding.

Section 7. Effective date.

This local law shall take effect immediately upon filing with the Office of the Secretary of State.

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made to close the public hearing.

PUBLIC PARTICIPATION: Recording available on website, Northportny.gov

BOARD APPROVAL OF WARRANT:

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was approved. Trustee Weber abstained.

Fiscal Year 2022/2023 General Fund bills in the amount of \$399,377.17

On the motion of Trustee Weber and seconded by Trustee Sabia the following warrant was unanimously approved.

Fiscal Year 2022/2023 Sewer Fund bills in the amount of \$27,478.22

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022-2023 Capital Fund bill in the amount of \$72,067.97

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was unanimously approved.

Fire Bills 1/10/2023 in the amount of \$47,482.23

On the motion of Trustee Sabia and seconded by Trustee Weber the following warrant was unanimously approved.

General Utility Bills 1/6/2023 in the amount of \$5,979.23

On the motion of Trustee Sabia and seconded by Trustee Dolan the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 1/13/23 General Fund \$241,517.60

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following warrant was unanimously approved.

Fiscal Year 2022/2023 Payroll week 1/13/23 Sewer Fund \$15,847.34

BUSINESS/COMMISSIONERS REPORTS: Recording available on Village website, Northportny.gov

TREASURER REPORT: No report was given

CHIEF OF POLICE REPORT: Recording available on Village website, Northportny.gov

CORRESPONDENCE: None

REQUESTS: The following requests were approved by the board.

The Northport Running Club is requesting to hold the annual Northport Downhill Mile on Saturday, June 3rd at 9:00 AM. The race will start across from the Brosnan Building heading North to Main Street and will finish across from Skippers.

The Northport-East Northport School District is requesting to hold the 62nd annual Art and Music Festival in Northport Village Park on Sunday, June 4th from 7:00 AM – 5:00 PM.

Northport High School PTSA is requesting to host Pre-Prom on Thursday, June 22nd from 4:00 PM – 6:00 PM in Northport Village Park.

RESOLUTIONS:

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION: 2023 – 7 ~ APPROVAL OF MINUTES

BE IT RESOLVED, the minutes of the January 3, 2023 meeting are hereby accepted.

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

RESOLUTION 2023 – 8 ~ POLLING PLACE AND HOURS OF ELECTION

BE IT RESOLVED, that a Special Village Election for the Office of Village Justice will be held on Tuesday, March 21, 2023 between the hours of 12:00 Noon and 9:00 PM. The polling place for each election district shall be at Village Hall, 224 Main Street, Northport, NY 11768.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION 2023 – 9 ~ ELECTION INSPECTORS

BE IT RESOLVED: that the Board of Trustees of the Incorporated Village of Northport hereby appoints, pursuant to Section 15-116 of the Election Law, the following certified Inspectors of Election for each of the three Village Election Districts and as clerical support to preside at all Village Elections until their successors are appointed:

Election Check-in /Clerical: Stace Hansen, Francesca Catalanotto

Election District No. 1: Pat Naples (Chairperson), Susan Ronneburger

Election District No. 2: Dorothea Walsh (Chairperson), Janet Hayes

Election District No. 3: Marilyn Barker (Chairperson), William Ciesla

BE IT FURTHER RESOLVED: That each Inspector shall receive compensation at the rate of \$16.03 per hour;

AND BE IT FURTHER RESOLVED: That the Board of Trustees of the Incorporated Village of Northport hereby appoints Janet Price and Brian Pernice to serve as alternates as successors to the Inspectors of Election, and

BE IT FURTHER RESOLVED: That Janet Price and Brian Pernice will receive their regular day's pay and an additional five (5) hours in compensation time, if called upon to serve, and

FURTHER RESOLVED: The Village Clerk and Deputy Village Clerk shall act as Chief Election officer and Deputy Election officer and receive five (5) hours of compensatory time for hours worked in the March 21, 2023 village election, and

FURTHER RESOLVED: said compensatory time will be given in the next payroll cycle.

On the motion of Trustee Sabia and seconded by Trustee Weber the following resolution was unanimously approved.

RESOLUTION 2023 – 10 ~ IN THE MATTER OF BRITANNIA ACQUISITION, LLC, VS. THE ASSESSOR OF THE VILLAGE OF NORTHPORT

WHEREAS, the Village of Northport is a party respondent in certain tax certiorari proceedings commenced by the property owner of property located at 81A Fort Salonga Road, Northport, New York, a/k/a Tax Map # 404-15-1-21.2 for assessment years 2016/17 through 2022/23 and,

WHEREAS, the parties to said litigation have attempted to narrow their differences, and,

WHEREAS, after a review of the relative merits of the petitioners' claims, the Assessor and Counsel have recommended retention of an appraisal expert,

WHEREAS, this is a type II action pursuant to 6 NYCRR section 617.5 (c) 26, and, therefore, no further SEQRA review is required.

NOW, THEREFORE, BE IT, RESOLVED, that the Board of Trustees hereby approves of and retains the services of Rogers & Taylor Appraisers, Inc. to prepare an appraisal of the above-mentioned property, on the terms as set forth in the proposal submitted on March 15, 2022 in an amount not to exceed \$10,000.00 for the cost of preliminary appraisal as in the best interests of the Village and its taxpayers, and, it is,

FURTHER RESOLVED, that the Mayor is authorized and directed to execute the aforesaid agreement, and be it,

FURTHER RESOLVED, that the Village Administrator, if needed, are hereby authorized and directed to make the necessary arrangements for payment upon completion of the appraisal assignment, and be it,

FURTHER RESOLVED, that the Village Clerk provide the Village's legal counsel with a copy of this resolution upon adoption.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION 2023 - 11 ~ ACCEPTING A GIFT FOR THE CONSTRUCTION OF BATHROOMS AT COW HARBOR PARK AND WOODBINE MARINA

WHEREAS, The Village of Northport desires to have the bathroom facilities at Woodbine Marina renovated and improved and made accessible directly from Cow Harbor Park, and

WHEREAS, The Village of Northport and the Town of Huntington are about to enter into an inter-municipal agreement which provides for a license agreement running in favor of the Village of Northport which license agreement will give the Village of Northport the right to construct a new bathroom facility; and

WHEREAS, Arlene Handel has expressed a desire to gift money in the amount of three hundred thousand dollars (\$300,000.00) to the Village toward the construction of the bathroom facility; and

WHEREAS, a gift such as has been offered by Arlene Handel is the perfect example of the effect the Village of Northport has on its residents. This gift will help perpetuate for future generation the character of Northport that Arlene Handel has been

a part of for many years, and

WHEREAS, the Village of Northport offers their sincere thanks and appreciation to Arlene Handel for this most generous gift and donation which shall make a substantial contribution to the improvement of Cow Harbor Park, and

WHEREAS, accepting a gift of money for park improvements is not an action pursuant to 6 NYCRR 617.2 and no further SEQRA review is required.

NOW THEREFORE IT IS RESOLVED, that the Village of Northport hereby accepts the gift of Three Hundred Thousand Dollars (\$300,000.00) from Arlene Handel to be used for the construction of bathroom facilities adjoining Cow Harbor Park.

FURTHER RESOLVED, the Mayor authorizes the Treasurer to establish the appropriate G/L account to account for such donation.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION 2023 – 12 ~ CONSTRUCTION OF BATHROOMS AT COW HARBOR PARK AND WOODBINE MARINA

WHEREAS, The Village of Northport desires to have the bathroom facilities at Woodbine Marina renovated and improved and made accessible directly from Cow Harbor Park, and

WHEREAS, The Village of Northport and the Town of Huntington are about to enter into an inter-municipal agreement which provides for a license agreement running in favor of the Village of Northport which license agreement will give the Village of Northport the right to construct a new bathroom facility; and

WHEREAS, Lizbeth Thalheimer of Thalheimer Architecture has expressed a desire to donate architectural services in the amount of seven thousand dollars (\$7,000.00) to the Village in the form of architectural services to be provided regarding design of the bathroom facility; and

WHEREAS, the Village of Northport offers their sincere thanks and appreciation to Thalheimer Architecture for this most generous donation which shall make a substantial contribution to the improvement of Cow Harbor Park, and

WHEREAS, accepting a donation of money for park improvements is not an action pursuant to 6 NYCRR 617.2 and no further SEQRA review is required.

NOW THEREFORE IT IS RESOLVED, that the Village of Northport hereby accepts a donation of Architectural services from Thalheimer Architecture to be used for the design of bathroom facilities adjoining Cow Harbor Park.

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

RESOLUTION 2023 – 13 ~ TO ACCEPT BID AND AUTHORIZING THE AWARD OF CONTRACT FOR REPAIRS TO MAIN VILLAGE PIER (PHASE ONE)

WHEREAS, in response to a Notice placed by the Village Clerk, RFP's and bid documents were issued for the repair of the most northerly section of the Main Village Pier (Phase One) located at the west side of Northport Village Park, for repairs to the Main Pier which have been confirmed to be required by J. Pontieri PE engineers.

WHEREAS, (5) Sealed bids were received on December 21st, 2022 at Northport Village Hall. Based on the review of these bids by J. Pontieri, PE, the lowest responsible bidder was Brandt Marine Inc. located at 15 Electric St, Patchogue, NY 11722, with a bid for \$294,895.00.

WHEREAS, Bidders were provided with the plans and specifications type II action pursuant to 6 NYCRR Section 617.5 (c) 31 and is not subject to any further action under SEQRA

BE IT RESOLVED, The Mayor is hereby authorized and directed to execute any necessary contracts with Brandt Marine Inc. for the supply and installation of all materials necessary for repair/replacement of the Main Pier (Phase1).

On the motion of Trustee Sabia and seconded by Trustee Weber the following resolution was unanimously approved.

RESOLUTION 2023 – 14 ~ TO ACCEPT BID AND AUTHORIZING THE AWARD OF CONTRACT FOR REPLACEMENT OF VILLAGE PARK LIGHTING INFRASTRUCTURE AND INSTALLATION ONLY OF LIGHT POLES

WHEREAS, in response to a Notice placed by the Village Clerk, RFP's and bid documents were issued for the replacement of the walkway lighting infrastructure in Village Park located north of Main Street at the west end of Northport Village, for which the need of this infrastructure replacement and light pole fixtures has been confirmed to be required by JR Holzmacher, engineers.

WHEREAS, (4) Sealed bids were received on December 13, 2022 at Northport Village Hall. Based on the review by JR Holzmacher, the lowest responsible bidder as per JR Holzmacher was NY Trenchless Inc. located at PO Box 2208, Aquebogue, NY 11931, with a bid for \$208,897.

WHEREAS, this resolution is not inclusive of the supply of light pole fixtures which will be purchased separately.

WHEREAS, Bidders were provided with the plans and specifications type II action pursuant to 6 NYCRR Section 617.5 (c) 31 and is not subject to any further action under SEQRA

BE IT RESOLVED, The Mayor is hereby authorized and directed to execute any necessary contracts with NY Trenchless Inc. for the supply and installation of all materials necessary for repair/replacement of the walkway infrastructure and including the installation of Village supplied light poles located at Village Park.

On the motion of Trustee Sabia and seconded by Trustee Pucillo the following resolution was unanimously approved.

RESOLUTION 2023 – 15 ~ INSTALLATION OF A GAS LINE TO SUPPLY THE HIGHWAY EMERGENCY STANDBY GENERATOR

WHEREAS, The Village Administrator received bids for the natural gas line installation to supply emergency standby 48 KW generator for the Highway Department Building at 9 Woodside Ave., and

WHEREAS, the lowest qualified quote was Install Gas.Com, 201 Northwest Dr. Suite1, Farmingdale, NY 11735, with a bid not to exceed \$4,500.00, and

WHEREAS, Authorizing the purchase and installation of supply line equipment is a type II action pursuant to 6 NYCRR Section 617.5 (c) 31 and is not subject to any further action under SEQRA

BE IT RESOLVED, The Village Administrator is hereby Authorized to sign any necessary contracts with Install Gas.Com for the supply and installation of said natural gas supply equipment for the Highway Dept emergency standby generator.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION 2023 - 16 ~ APPROPRIATION OF FUNDS

BE IT RESOLVED: The Village Board of Trustees hereby authorizes the Village Treasurer to appropriate funds from A.0000.2560.0000 in the amount of \$100,000 to further fund the purchase of playground equipment for Steers Park. The purchase shall not exceed \$150,000.

BE IT FURTHER RESOLVED: The Village Board hereby authorizes the Village Treasurer to appropriate the funds and make any and all transfers necessary to fund this purchase.

On the motion of Trustee Sabia and seconded by Trustee Dolan the following resolution was unanimously approved.

RESOLUTION 2023 – 17 ~ BUDGET TRANSFERS

BE IT RESOLVED: The Village Treasurer is hereby authorized to make the following budget transfers; see attached Schedule “A”.

The next meeting of the Board of Trustees will be Tuesday February 7, 2023 at 6:00PM.

On the motion of Trustee Sabia and seconded by Trustee Weber and approved by all, a motion was made at 7:28 PM for an executive session for a personnel matter.

On the motion of Trustee Sabia and seconded by Trustee Dolan and approved by all, a motion was made at 7:45 PM to enter out of executive session.

On the motion of Trustee Sabia and seconded by Trustee Weber and approved by all, a motion was made at 7:45 PM to enter the public meeting.

On the motion of Trustee Sabia and seconded by Trustee Pucillo and approved by all, a motion was made at 7:46 PM to close the public meeting.

Respectfully submitted,

Georgina Cavagnaro
Village Clerk